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14 SANTA CRUZ FOOD NOT BOMBS, ALICIA AVALOS,

14 HANNAH HEGEL, CHRIS INGERSOLL and RANDOLPH TOLLEY

15

16 UNITED STATES DISTRICT COURT

17 NORTHERN DISTRICT OF CALIFORNIA

18 SAN JOSE DIVISION

20 SANTA CRUZ HOMELESS UNION, on
21 behalf of itself and those it represents;
22 SANTA CRUZ FOOD NOT BOMBS;
22 ALICIA AVALOS, HANNAH HEGEL,
23 CHRIS INGERSOLL and RANDOLPH
23 TOLLEY, on behalf of themselves and
24 similarly situated homeless persons,

25 Plaintiffs,

26 vs.

27 CITY OF SANTA CRUZ; MARTIN
28 BERNAL, individually and in his official

Case No. 5:20-cv-09425-SVK

**STIPULATION OF DISMISSAL [FRCP 41(A)]
AND ORDER OF DISMISSAL**

Honorable Magistrate Judge Susan van Keulen

1 capacity as City Manager for the City of Santa
 2 Cruz; TONY ELLIOT, individually and in his
 3 capacity as Director of Parks & Recreation for
 4 the City of Santa Cruz; ANDREW MILLS,
 5 individually and in his capacity as Chief of
 6 Police for the City of Santa Cruz,

7 Defendants.

8 Plaintiffs SANTA CRUZ HOMELESS UNION, SANTA CRUZ FOOD NOT BOMBS, ALICIA
 9 AVALOS, HANNAH HEGEL, CHRIS INGERSOLL and RANDOLPH TOLLEY, (collectively,
 10 "Plaintiffs"), and Defendants CITY OF SANTA CRUZ, MARTIN BERNAL, TONY ELLIOT and
 11 ANDREW MILLS (collectively, "Defendants"), hereinafter collectively referred to as "the Parties," by
 12 and through their respective counsel, hereby agree and stipulate under Federal Rules of Civil Procedure
 13 41(a)(1)(ii) that this action be dismissed without prejudice as to all claims, causes of action, and parties,
 14 with each party bearing that party's own attorney's fees and costs.

15 IT IS SO STIPULATED.

16 Dated: July 23, 2021

17 ATCHISON, BARISONE & CONDOTTI, APC

18 By: 
 19 CATHERINE BRONSON
 20 Attorneys for Defendants CITY OF
 21 SANTA CRUZ, et al.

22 Dated: July 23, 2021

23 Law Offices of Anthony D. Prince

24
 25 By: 
 26 ANTHONY D. PRINCE
 27 Attorneys for Plaintiffs SANTA CRUZ
 28 HOMELESS UNION, et al.

1 **[PROPOSED] ORDER OF DISMISSAL**
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4 Pursuant to stipulation of the parties under Federal Rules of Civil Procedure 41(a)(1)(ii), IT IS
5 ORDERED THAT THIS ACTION BE, AND HEREBY IS, DISMISSED WITHOUT PREJUDICE as
6 to all claims, causes of action, and parties, with each party bearing that party's own attorney's fees and
7 costs. The Clerk is directed to close the file.

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9 Dated: July 26, 2021

10 By: Susan van Keulen
11 Honorable Magistrate Susan van Keulen

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